

# PATENT



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: ECKARDT-5

In re Application of:

DIETER ECKARDT & CARSTEN REBBEREH

Appl. No.: 10/685,671

Filed: October 15, 2003

For: METHOD FOR PARAMETERIZING AN  
APPARATUS

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on **February 3, 2004**.  
(Date)

**HENRY M. FEIEREISEN**

Name of Registered Representative

Signature

2-3-2004  
Date of Signature

S I R:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following references A) to C) which were cited in the European Search Report issued by the European Patent Office with regard to the corresponding European patent application No. EP 03 02 4559, and references D) to F). Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

	Country:	Patent or Appl. No:	Patentee or Applicant:	Issue or Filing Date:
A)	PCT	WO 99 14965	Wehgorst et al.	03-25-1999
B)	PCT	WO 00 70503	Brookner	11-23-2000
C)	USA	5,983,273	Perlman et al.	11-09-1999
D)	Germany	DE 196 20 885	Weishaupt	11-27-1997
E)	Germany	DE 195 47 000	Okamoto	06-19-1997
F)	Japan	64000834	Noguchi	01-05-1989

Copies of these references are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record.

☐ This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.

☒ This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.

☐ This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.

☐ The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

☐ The fee of \$180.00 set forth in 1.17(p).

☐ The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

[ ] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

In order to satisfy the requirement under 37 C.F.R. §1.98(a)(3) for a concise explanation of the relevance of each item of information, applicant herewith submits a copy of the European Search Report together with a translation of the relevant pages thereof. In addition, applicant notes with respect to any information that is not in English language as follows:

Reference D) describes a method involving transmitting parameters and data which include vehicle identification from a control room via a radio link. The existing control data of a vehicle is overwritten when the vehicle identification is identical with a given identification. Data are only transmitted when the driver gives a release instruction. The data are only overwritten with the updated data in a given operation condition.

Reference E) describes a method involving sending a communication frame, which comprises a transmitting data sequence (4), by one of a number of connected network nodes in the transmission path, which have a communication control mechanism and are joined to a bus conductor. A network node in the receiving area codes a received communication frame, and stores it as reception data. If no errors are detected in the received communication frame, the stored reception data is sent back to the transmitting network node without modification, as a back message signal.

The above-identified application discloses and claims an invention patentable over this prior art.

Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

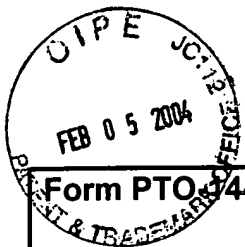
The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted

By: 

Henry M. Feiereisen  
Agent for Applicant  
Reg. No. 31,084

Date: February 3, 2004  
350 Fifth Avenue  
Suite 4714  
New York, N.Y. 10118  
(212) 244-5500  
HMF:be



Form PTO-449

U.S. Department of Commerce  
Patent and Trademark Office**INFORMATION DISCLOSURE CITATION**

<b>Attorney's Docket No.</b> ECKARDT-5	<b>Applicant</b> Siemens Aktiengesellschaft	<b>Appl. No.</b> 10/685,671
<b>Filing Date</b> October 15, 2003	<b>Group</b>	<b>Examiner</b>

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date, if appropriate
	5,983,273	11-09-1999	Perlman et al.			

**FOREIGN PATENT DOCUMENTS**

	Document Number	Date	Country	Class	Subclass	Translation
	WO 99 14965 A	03-25-1999	PCT			
	WO 00 70503 A	11-23-2000	PCT			
	DE 196 20 885 A1	11-27-1997	Germany			
	DE 195 47 000C2	06-19-1997	Germany			
	64000834 A	01-05-1989	Japan			

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


**Examiner:****Date considered:**

\*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.